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6 UNITED STATES DISTRICT COURT
7
8 FOR THE NORTHERN DISTRICT OF CALIFORNIA
9
10 SAN FRANCISCO DIVISION

11 MARILYN CHURCHILL, an individual,

12 Plaintiff,

13 vs.

14 JOHN BARGETTO, in his individual and
official capacities; BARGETTO'S SANTA
15 CRUZ WINERY, a California Corporation; and
DOES 1 through 100, inclusive,

16 Defendants.
17

Civil Action No.: C07-003007 MMC

**PLAINTIFF'S REQUEST FOR REFERRAL
TO MAGISTRATE JUDGE FOR
DISCOVERY DISPUTES**

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19 **PLAINTIFF'S REQUEST FOR REFERRAL TO MAGISTRATE JUDGE**

20 Plaintiff MARILYN CHURCHILL hereby requests that this case be referred to a
21 Magistrate Judge for resolution of discovery disputes.

22 The parties have had ongoing discovery disputes with regard to deposition
23 questions, document production and other discovery requests. The parties met and
24 conferred extensively regarding these issues, but substantial discovery disputes apparently
25 remain. Plaintiff anticipates filing motions to compel discovery in the coming days if
26 sufficient discovery responses are not promptly received as agreed.

27 In addition, a dispute regarding the permissibility of questions concerning
28 Defendants' contentions and supporting facts during deposition resulted in the Defendant


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1 suddenly suspending the deposition this week and walking out without further discussion.
2 In an effort to minimize the possibility of such further disruptions and delays during the
3 course of depositions presently scheduled for September 9-12, 2008, Plaintiff respectfully
4 requests that the Magistrate Judge be available by telephone to resolve any discovery
5 disputes which may arise during the pending depositions in this matter.

6 Accordingly, Plaintiff respectfully requests that this case be referred to a Magistrate
7 Judge for resolution of discovery disputes and that the Magistrate Judge be available by
8 telephone to resolve any disputes which may arise during deposition.

9 Dated: September 5, 2008

THE MORALES LAW FIRM

10 By: 

11 DAVID MORALES
12 Attorneys for Plaintiff
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